

SUMMARY CHART

RESPONSIBILITY FOR PAYMENT OF PSYCHIATRIC AND RELATED EXPERT SERVICES

Type of Service	CJA	DOJ
1. To determine mental competency to stand trial, under 18 U.S.C. §4241		
a. Examination Costs		Yes, regardless of which party requests, including examination on court's own motion
b. Testimony costs for examiner if called at hearing		Yes, regardless of which party calls
c. Testimony costs for examiner if called at trial	If witness appears on behalf of defense	If witness appears on behalf of government
2. To determine existence of insanity at time of offense, under §4242		
a. Examination costs		Yes
b. Testimony costs for examiner if called at trial		Yes, regardless of which party calls
3. To determine existence of insanity at time of offense, under CJA subsection (e)		
a. Examination costs	Yes	
b. Testimony costs for examiner if called at trial	Yes	
4. To determine mental condition of hospitalized person found not guilty only by reason of insanity, under §4243		
a. Examination costs		Yes
b. Testimony costs for examiner if called at hearing		Yes, regardless of which party calls
5. To determine mental condition of convicted person suffering from mental disease or defect, under §4244		

SOURCE OF PAYMENT

Type of Service	CJA	DOJ
5. a. Examination costs		Yes
b. Testimony costs for examiner if called at hearing		Yes, regardless of which party calls
6. To determine mental condition of imprisoned person, under §4245		
a. Examination costs		Yes, including costs of additional examiner selected by imprisoned person in accordance with §4247(b)
b. Testimony costs for examiner		Yes, regardless of which party calls, including additional examiner selected by imprisoned person in accordance with §4247(b)
7. To determine mental condition of hospitalized person due for release, under §4246		
a. Examination costs		Yes, including costs of additional examiner selected by hospitalized person in accordance with §4247(b)
b. Testimony costs for examiner if called at hearing		Yes, regardless of which party calls, including additional examiner selected by hospitalized person in accordance with §4247(b)
8. Examination of a person in custody as a material witness		Yes, under all circumstances
9. Examination and testimony costs for expert witnesses not appointed under §§4241, 4242, 4243, 4244, 4245, 4246	If requested by the defense	If requested by the government, or if appointed as an independent expert on court's own motion under F.R. Evid. 706

Exhibit M